



The Little Traverse Bay Bands of Odawa Indians
VIA ZOOM

**Tribal Council Regular Meeting Agenda
January 20, 2022, 9:00 a.m.**

All meetings, work sessions and Citizens' meetings are recorded

Public Comment 11:45 a.m. & 3:00 p.m. (approximate)

Lunch Recess may be held approximately 12:00 p.m. - 1:00 p.m.

Agenda subject to change and may include closed session

Participation. With respect to all participants, and in accordance with Waganakising Odawak Statute 2015-014 Open Meetings of the Tribal Council, and the Tribal Council Meeting Policy and Procedures for Electronic Meetings, participants are required to provide their full name and Tribal affiliation at log in for meeting entry. Citizens use name and enrollment number, all others who are required to be in the meeting, use name and title. Without required identification you will remain in the Zoom waiting room of this session until the entry criteria is met. If you log in under what appears to be a fictitious name, you may be removed and will not be provided entry into the meeting room until such time as your log in is verifiable.

Public Comment: Tribal Council will not accept comments nor discuss matters that relate to the following:

1. Personnel matters.
2. Personal information affecting an individual's privacy, including personnel matters. or medical conditions or similar matters that constitute a clearly unwarranted invasion of personal privacy unless it pertains to the Tribal Citizens who is raising the matter.
3. Matters covered by attorney client privilege.
4. Matters considered confidential by other Statutes.
5. Matters regarding confidential business or legal matters of the Tribe or a Tribal Citizen.
- 6 Matters that could impair a criminal investigation.

(Source: WOS 2015-014, July 24, 2015, Section VI)

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GENERAL SESSION

1. Call to Order
2. Opening Ceremony
3. Roll Call
4. **Motion** to Adopt the Agenda of January 20, 2022 as (presented/amended).
5. **Motion** to dedicate this meeting in honor of the following Tribal Citizen(s) who have walked on: Brian Davis, Diana Peltier, Sara Thomas, Virginia Schansema, Richard Shenoskey Sr., Alfred Sprague, Shawna Jones, and Mona Hugo.
6. Review and Approve Minutes of January 6, 2022.
 - a. **Motion** to approve the minutes of January 6, 2022 as (presented/corrected).
7. **9:30 a.m.** Introduction of new Tribal Government Employees
Jennifer Cuper – Pharmacist
Kevin Haynes – Biologist (Transfer)
8. Executive Oversight Report
 - i. **Motion** to acknowledge receipt of the verbal and written Executive Oversight Report as presented by...for January 20, 2022.
9. Tribal Council Officer and Committee Reports:
 - a. Legislative Leader Report

Motion to acknowledge receipt of Legislative Leader Emily Proctor's verbal and written report for January 20, 2022.

- b. Secretary Report
 - i. Documents Delivered to the Executive on January 7, 2022 and is due back to Tribal Council on/before 02/07/2022:
-Waganakising Odawak Statute Child Protection
 - ii. Documents signed by the Executive:
-Tribal Resolution # 010622-01 Amended Appropriation of Funds for the 2022 Fiscal Year Operating Budgets (signed 01/07/2022)
-Tribal Resolution United States Bureau of Labor Statistics Consumer Price Index for Urban Wage Earners and Clerical Workers (CPI-W) Cost of Living (COLA) for Little Traverse Bay Band of Odawa Indians (LTBB) Government Employees and Odawa Casino Resort Employees and to appropriate, not to exceed the amount of \$1,990,161.92 for FY 2022 LTBB Operating Budget to come from General Fund-Fund Balance.
 - iii. Vetoes (a vote of Tribal Council to override a veto shall occur within 90-days of the veto):
***01/17/2022** Tribal Resolution United States Bureau of Labor Statistics Consumer Price Index for Urban Wage Earners and Clerical Workers (CPI-W) Cost of Living (COLA) for Little Traverse Bay Band of Odawa Indians (LTBB) Government Employees and Odawa Casino Resort Employees and to appropriate, not to exceed the amount of \$1,990,161.92 for FY 2022 LTBB Operating Budget to come from General Fund-Fund Balance*
 - iv. Phone Polls passed by Tribal Council:

01/14/2022 Reason for Phone Poll: Motion to approve the Action item contained in Confidential Memo 011222-01 as provided by Legislative Leader Emily Proctor to

Tribal Council.

Phone Poll Vote: 7 Yes, 2 No (Councilor Fred Kiogima, Treasurer Leroy Shomin), 0

Abstain, 0 Absent

Motion carries.

Motion to acknowledge receipt of Secretary Marcella Reyes' verbal and written report as provided on the agenda for January 20, 2022

Motion to pass a veto override of Tribal Resolution *United States Bureau of Labor Statistics Consumer Price Index for Urban Wage Earners and Clerical Workers (CPI-W) Cost of Living (COLA) for Little Traverse Bay Band of Odawa Indians (LTBB) Government Employees and Odawa Casino Resort Employees and to appropriate, not to exceed the amount of \$1,990,161.92 for FY 2022 LTBB Operating Budget to come from General Fund-Fund Balance*

c. Treasurer Report

Appropriations and Finance Committee

-Last Meeting: January 11, 2022

(Motions made at the Appropriations and Finance Committee Meeting)

Motion made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to approve CERTIFIED MOTION # 012022-01 Request for Funding from Indian Health Services, Substance Abuse and Suicide Prevention Program: Suicide Prevention, Intervention, and Postvention FY 2022 – FY 20206.

Vote: 3-yes, 0-no, 0-abstain, 0-absent

Motion carries.

Motion made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to approve the 1st Amendment to the Loan Agreement between Little Traverse Bay Bands of Odawa Indians and PNC Bank and authorize the Tribal Council Treasurer and Tribal Chairperson to sign.

Vote: 3-yes, 0-no, 0-abstain, 0-absent

Motion carries.

Motion made by Councilor William Ortiz and supported by Secretary Marcella Reyes to recommend to Tribal Council to adopt Tribal Resolution to Increase Facilities FY 2022 Operating Budget by \$28,000.00 for a Temporary Maintenance Worker to Help Cover Property Maintenance to come from Space Cost Recovery.

Vote: 3-yes, 0-no, 0-abstain, 0-absent

Motion carries.

Phone Polls passed by Appropriations and Finance Committee: None

-Next Special Meeting: Tuesday, February 1, 2022 at 1:00 p.m. via Zoom

-Next Regular Meeting: Tuesday, February 8, 2022 at 9:00 a.m. via Zoom

Motion to acknowledge receipt of the Appropriations and Finance Committee verbal and written report as provided on the agenda by Treasurer Leroy Shomin, Committee Chair for January 20, 2022.

d. **Land and Reservation Committee**

-Last Meeting: January 14, 2022

(Motions made at Land and Reservation Committee Meeting)

Motion made by Councilor Fred Kiogima and supported by Secretary Marcella Reyes to recommend to Tribal Council to approve CERTIFIED MOTION Designation of Second Street Land Parcels, Harbor Springs, Michigan as Housing Development and assigns the property to the Housing Department

Vote: 3-yes, 0-no, 0-abstain, 0-absent

Motion carries.

Phone Polls passed by Land and Reservation Committee: None

-Next Meeting: Friday, February 11, 2022 at 9:00 a.m. via Zoom

Motion to acknowledge receipt of the Land and Reservation Committee verbal and written report as provided on the agenda by Councilor Aaron Otto, Committee Chairperson for January 20, 2022.

10. Tribal Council Member Reports:

- a. Councilor Fred Kiogima
- b. Councilor Tamara Kiogima
- c. Councilor William Ortiz
- d. Councilor Aaron Otto
- e. Councilor Melissa Pamp
- f. Councilor Marty Van De Car
- g. Treasurer Leroy Shomin
- h. Secretary Marcella Reyes
- i. Legislative Leader Emily Proctor

Motion to acknowledge receipt of ...(verbal/written) report for January 20, 2022.

11. Legislative Office Reports:

- a. Office of Finance and Revenue - Senior Financial Analyst
 - i. Office Update
 - ii. Corporate Charters and/or Board Updates:
 - Gaming Authority
 - Odawa Economic Affairs Holding Corporation
 - Odawa Economic Development Management, Inc.
 - Ziibimijwang, Inc.
 - Tribal Burial Board, Inc.

Motion to acknowledge receipt of Sr Financial Analyst Rachel Cope's verbal and written report for January 20, 2022.

- b. Tribal Historic Preservation Officer

Motion to acknowledge receipt of Tribal Historic Preservation Officer Melissa Wiatroluk's verbal and written report for January 20, 2022.

c. Legislative Services Attorney

Motion to acknowledge receipt of Legislative Services Attorney Donna Budnick's verbal and written report for January 20, 2022.

d. General Counsel

Motion to acknowledge receipt of General Counsel Jim Bransky's verbal report for January 20, 2022.

e. Legislative Office Manager

Motion to acknowledge receipt of Legislative Office Manager Michele Portman-LaCount's verbal and written report for January 20, 2022.

12. Tribal Council Action Items:

a. Motions

- i. **Motion** to approve CERTIFIED MOTION # 012022-01 Request for Funding from Indian Health Services, Substance Abuse and Suicide Prevention Program: Suicide Prevention, Intervention, and Postvention FY 2022 – FY 20206.
- ii. **Motion** to approve CERTIFIED MOTION # 012022-02 Designation of Second Street Land Parcels, Harbor Springs, Michigan as Housing Development and assigns the property to the Housing Department
- iii. **Motion** to pass DECLARATION # 012022-01 Statement of Support for United States Senate Bill S. 4752, *To establish the Truth and Healing Commission on Indian Boarding School Policy in the United States, and for other purposes.*
- iv. **Motion** to pass Tribal Council Policy and Procedure – Tribal Council Meetings, Committee Meetings, Work-Sessions and Hearings; short-title: TCP&P00002
- v. **Motion** to appoint Matt Stemkoski to the Odawa Economic Affairs Holding Corporation for a 3-year term ending January 20. 2025.

b. Roll Call Votes

- i. **Motion** to adopt Tribal Resolution to Increase Facilities FY 2022 Operating Budget by \$28,000.00 for a Temporary Maintenance Worker to Help Cover Property Maintenance to come from Space Cost Recovery.

ii. **Pending an Appropriations and Finance Committee Phone Poll:**

Motion to adopt Tribal Resolution Authorizing First Amendment to Loan Agreement from PNC Bank, National Association, and related Documents, Authorizing Tribal Appropriations for Payments of the Loan, Confirming Adoption of Law Governing the Arbitration of Disputes related to the Loan, Confirming Adoption of Law Regarding Security Interests and Addressing Related Matters

13. Other Items of Business:

a. Closed Session for Personnel.

_____ **a.m./p.m. Motion** to enter into Closed Session for Personnel.

_____ **a.m./p.m. Motion** to return to Open Session.

13. Adjournment

_____ **a.m./p.m. Motion** to adjourn.

Next Scheduled Meeting;
Thursday, February 3, 2022 at 9:00 a.m. via Zoom